

ALLOWANCE

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Fariba Yadegar-Bandari June 4, 2010 The Application has been amended as follows:

Claim 26 has been replaced by;

Claim 26 The computer readable medium ~~means~~ of claim 11, wherein the agreed-to billing-related metadata further comprises a payment amount to pay the delivery entity for each distribution of the application.

Claim 27 has been replaced by;

Claim 27 The computer readable medium ~~means~~ of claim 11, further comprising at least one instruction for configuring a catalog for the receiver entity including the correspondence between the application and the agreed-to billing-related metadata, and at least one instruction for sending the catalog to an application download server of the receiver entity to enable distribution of the application to the wireless device.

Claim 28 has been replaced by;

Claim 28 The computer readable medium ~~means~~ of claim 11, further comprising: at least one instruction for receiving, at the negotiation forum, at least one proposed usage-related metadata associated with the application from at least one of the delivery entity and the receiver entity, wherein at least a portion of the proposed usage-related metadata relates to usage limitations of the application on the device operable on the network of the receiver entity, at least one instruction for receiving an acceptance of the proposed usage-related metadata by the delivery entity and the receiver entity, thereby defining agreed-to usage-related metadata

corresponding to the application, the delivery entity and the receiver entity and at least one instruction for configuring a catalog to enable distribution of the application, wherein the at least one instruction for configuring further comprises at least one instruction for including the correspondence between the application and the agreed-to usage-related metadata such that the transaction includes the agreed-to usage-related metadata.

Allowable Subject Matter

2. Claims 1-42 are allowable over the prior art of record as argued by Applicant's representative in their response 1/5/2010.

Conclusion

3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Clement B. Graham whose telephone number is 571-272-6795. The examiner can normally be reached on 7am to 5pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Alexander Kalinowski can be reached on (571) 272-6771. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Alexander Kalinowski/
Supervisory Patent Examiner, Art Unit
3691

CG
Nov 28, 2010